

Message Text

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PAGE 01 LIMA 09048 112250Z

62

ACTION EB-11

INFO OCT-01 ARA-16 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

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TO SECSTATE WASHDC 8094

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EO 11652: N/A

TAGS: ETRN, PE

SUBJ: CIVAIR: AEROPERU APPLICATION FOR CAB PERMIT

1. GUILLERMO GULMAN, ATTORNEY FOR AEROPERU, WAS AT EMBASSY DECEMBER 10 DISCUSSING LETTER RECEIVED FROM EDWIN H. SEEGER, PARTNER OF A WASHINGTON LAW FIRM, OFFERING PRELIMINARY ADVICE AND OUTLINING FEES. SEEMS LIKELY AEROPERU WILL RETAIN FIRM, AND GULMAN SAID HE WOULD HAVE MATERIAL FOR APPLICATION IN SEEGER'S HANDS EARLY IN JANUARY. GULMAN INDICATED HE IS WORKING ON AEROPERU'S ARGENTINA AND CHILE PERMITS FIRST.

2. AEROPERU HOPES TO HAVE PERMIT INCLUDE NEW YORK AS WELL AS MIAMI, ALTHOUGH COMPANY NOT PRESENTLY INTERESTED IN LOS ANGELES. GULMAN ACCEPTED EXPLANATION THAT THE APPLICATION TO CAB FOR A PERMIT AND THE NEGOTIATION OF AN AMENDMENT TO THE BILATERAL AGREEMENT TO INCLUDE NEW YORK ARE SEPARATE MATTERS, BUT HE BELIEVES HE WOULD HAVE DIFFICULTY IN GETTING HIS CLIENTS TO UNDERSTAND IT. HE FEELS AEROPERU MANAGEMENT THINKS THE COMPANY IS IN A STRONG POSITION TO FORCE CONCESSION OF NEW YORK IN TIME FOR MID-1974 INAUGURATION OF INTERNATIONAL SERVICE BY VIRTUE OF THE FACT BRANIFF HAS 35 WEEKLY SERVICES THROUGH LIMA. HE DWELT ON FACT THAT AEROPERU IS A WHOLLY OWNED GOVERNMENT AIRLINE AND COULD NOT REASONABLY BE EXPECTED TO

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PAGE 02 LIMA 09048 112250Z

ESTABLISH IN ITS APPLICATION FOR A CAB PERMIT

THE FINANCIAL FEASIBILITY OF ITS INTERNATIONAL OPERATION AS WAS SET FORTH IN SEEGER'S LETTER. HE EXPRESSED THE HOPE THAT HE COULD KEEP THE AEROPERU MANAGEMENT IN A REASONABLE MOOD AND PREVENT THEIR MAKING A "REVOLUTIONARY DECISION" AS REGARDS NEW YORK RIGHTS. GULMAN INQUIRED ABOUT THE POSSIBILITY OF POOLING AND WAS INFORMED THAT U.S. CARRIERS ARE PROHIBITED FROM ENGAGING IN THIS TYPE OF ARRANGEMENT.

BELCHER

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